

1 HENRY WEISSMANN (SBN 132418)
henry.weissmann@mto.com
2 TAMERLIN J. GODLEY (SBN 194507)
tamerlin.godley@mto.com
3 MARGARET G. MARASCHINO (SBN 267034)
margaret.maraschino@mto.com
4 MUNGER, TOLLES & OLSON LLP
355 South Grand Avenue
5 Thirty-Fifth Floor
Los Angeles, California 90071-1560
6 Telephone: (213) 683-9100
Facsimile: (213) 687-3702
7

Attorneys for Defendant VERIZON
8 CALIFORNIA INC.

9
10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA
12

13 SPRINT COMMUNICATIONS
COMPANY L.P.,

14 Plaintiff,

15 vs.

16 PACIFIC BELL TELEPHONE COMPANY
D/B/A AT&T CALIFORNIA;
17 VERIZON CALIFORNIA, INC; SUREWEST
TELEPHONE; and SUREWEST
18 TELEVIDEO,

19 Defendants.
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Case No. 2:14-cv-01257-MCE-CKD

**ORDER GRANTING VERIZON
CALIFORNIA INC.'S MOTION TO
SEVER AND TRANSFER TO THE
EASTERN DISTRICT OF MISSOURI**

Judge: Hon. Morrison C. England, Jr,

Date: October 30, 2014

Time: 2:00 PM

Courtroom: 7

Action Filed: May 21, 2014

1 This matter is before the Court on the unopposed motion of Defendant Verizon California
2 Inc.'s ("Verizon") to sever and to transfer venue to the United States District Court for the Eastern
3 District of Missouri. Mot., Oct. 1, 2014, ECF No. 42. Verizon moves to sever the claims against
4 it from this case and to transfer venue of those claims to the Eastern District of Missouri pursuant
5 to Fed. R. Civ. P. 21 and 28 U.S.C. § 1404(a). Plaintiff Sprint Communications Company L.P.
6 ("Plaintiff") and the remaining Defendant, Pacific Bell Telephone Company, do not oppose
7 Verizon's motion. See ECF No. 43. In addition, all parties to this action ask that the Court decide
8 the instant motion forthwith without oral argument. See id. Having reviewed the motion and
9 related documents, and by stipulation of all parties, the Court finds the matter suitable for decision
10 on shortened time and without oral argument pursuant to Local Rules 144(e) and 230(g).
11 Therefore, the October 30, 2014, hearing date for this motion is hereby **VACATED**.

12 For the reasons set forth in Verizon's Motion, the Court agrees that the Eastern District of
13 Missouri is a more convenient forum for adjudication of Plaintiff's claims against Verizon. For
14 good cause shown, the Court hereby **GRANTS** Verizon California Inc.'s Motion to Sever and to
15 Transfer Venue to the Eastern District of Missouri (ECF No. 37).¹

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27 ¹ As set forth in Verizon's Motion, a related case, Sprint Communications Co. L.P. v. Southwestern Bell
28 Telephone Company, et al., Case No. 4:14-cv-00850-CEJ (E.D. Mo. filed May 2, 2014), is pending in the United
States District Court for the Eastern District of Missouri, Eastern Division.

1 Accordingly, it is hereby **ORDERED**:


2 (1) Plaintiff Sprint Communications Company L.P.'s claims against Defendant Verizon
3 California Inc. are hereby **SEVERED** pursuant to Fed. R. Civ. P. 21.

4 (2) It is further **ORDERED** this case is hereby **TRANSFERRED** to the United States
5 District Court for the Eastern District of Missouri, Eastern Division, as to Defendant Verizon
6 California Inc. only. The Clerk of the Court is **DIRECTED** to take all steps necessary to
7 effectuate this transfer; and

8 (3) After the transfer of Defendant Verizon California Inc. as set forth above, Sprint
9 Communications Company L.P. **SHALL REMAIN** the Plaintiff and Pacific Bell Telephone
10 Company, doing business as AT&T California, **SHALL REMAIN** the Defendant in this action in
11 the United States District Court for the Eastern District of California.

12 IT IS SO ORDERED.

13 Dated: October 14, 2014

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15 MORRISON C. ENGLAND, JR., CHIEF JUDGE
16 UNITED STATES DISTRICT COURT
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